



UNITED STATES PATENT AND TRADEMARK OFFICE

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#4

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/938,812	08/24/2001	Charles Lelievre	71062.P004

CONFIRMATION NO. 1087

## FORMALITIES LETTER



\*OC00000006869495\*

 000025943  
 COLUMBIA IP LAW GROUP, PC  
 4900 SW MEADOWS ROAD, SUITE 109  
 LAKE OSWEGO, OR 97035

Date Mailed: 10/09/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)


*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee for a small entity.*
- Total additional claim fee(s) for this application is \$121.
  - \$81 for 9 total claims over 20.
  - \$40 for 1 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 541.

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*A copy of this notice MUST be returned with the reply.*




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 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Attorney's Docket No.: 71062.P004

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for:

Charles Lelievre, et al.

Application No.: 09/938,812

Filed: August 24, 2001

For: LOCATION-BASED SELECTION  
OF RADIO CONTENT  
SOURCES

Examiner: Not Yet Assigned

Art Group: 2681

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed Commissioner for Patents, Washington, DC 20231 on:

Date of Deposit: October 30, 2001

Name of Person Mailing: Heather L. Adamson

Signature: [Signature] Date: 10/30/01

Box MISSING PARTS  
Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION (FILING DATE GRANTED)**

Sir:

Enclosed for filing in the above-referenced patent application in response to the Notice to File Missing Parts of Nonprovisional Application dated October 9, 2001, are the following:

- (1) A check in the amount of \$558.00 in payment of the basic filing fee (37 CFR 1.27), additional claims fee, and late filing fee of declaration (37 CFR 1.16(e)) for a small entity;
- (2) A duly executed Combined Declaration and Power of Attorney; and
- (3) A copy of the Notice to File Missing Parts.

Please note that our correspondence address has changed since the Combined Declaration and Power of Attorney was executed. As indicated by our Customer Number, our address has changed to the following:

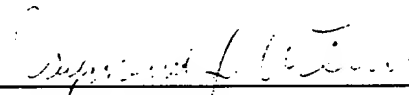
**USPTO Customer No. 000025943**  
**COLUMBIA IP LAW GROUP, PC**  
**10260 SW Greenburg Road, Suite 820**  
**Portland, Oregon 97223**

Telephone inquiries are to be directed to Raymond J. Werner at **503-595-2800**.

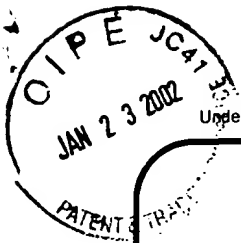
The Commissioner is hereby authorized to charge shortages or credit overpayments to Deposit Account No. 501569. A Fee Transmittal is enclosed in duplicate for fee processing purposes.

Respectfully submitted,  
COLUMBIA IP LAW GROUP, PC

Dated: October 31, 2001

  
\_\_\_\_\_  
Raymond J. Werner  
Registration No. 34,752

10260 SW Greenburg Road, Suite 820  
Portland, Oregon 97223  
Telephone: 503-595-2800



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Please type a plus sign (+) inside this box

PTO/SB/21 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/938,812
Filing Date	August 24, 2001
First Named Inventor	Charles Lelievre
Group Art Unit	2681
Examiner Name	Not Yet Assigned
Attorney Docket Number	71062.P004

Total Number of Pages in This Submission

## ENCLOSURES

(check all that apply)

☒ Fee Transmittal Form

☒ Fee Attached

☐ Amendment / Reply

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☒ Response to Missing Parts/  
Incomplete Application

☒ Response to Missing Parts  
under 37 CFR 1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a  
Provisional Application

☐ Power of Attorney, Revocation  
Change of Correspondence  
Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication  
to Group

☐ Appeal Communication to Board  
of Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please  
identify below):

1. Return Receipt Postcard

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Raymond J. Werner, Reg. No. 34,752 COLUMBIA IP LAW GROUP, PC
Signature	<i>Raymond J. Werner</i>
Date	October 30, 2001

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 10/30/2001

Typed or printed name	Heather L. Adamson
Signature	<i>Heather L. Adamson</i>

Date 10/30/2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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## FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 558.00)

### Complete if Known

Application Number	09/938,812
Filing Date	August 24, 2001
First Named Inventor	Charles Lelievre
Examiner Name	Not Yet Assigned
Group Art Unit	2681
Attorney Docket No.	71062.P004

### METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit  
Account  
Number  
  
Deposit  
Account  
Name

501569

Columbia IP Law Group, PC

- ☒ Charge Any Additional Fee Required  
Under 37 CFR 1.16 and 1.17  
☒ Applicant claims small entity status.  
See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit Card ☐ Money  
Order ☐ Other

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	370.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	760	214	80	Provisional filing fee	
SUBTOTAL (1)					(\$ 370.00)

#### 2. EXTRA CLAIM FEES

	Extra Claims	Fee from below	Fee Paid
Total Claims	29 -20**= 9	9.00	81.00
Independent Claims	4 -3**= 1	42.00	42.00
Multiple Dependent			0.00

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
103	1E	203	9	Claims in Excess of 20
102	84	202	42	Independent claims in excess of 3
104	28C	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	1E	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 123.00)

\*\*or number previously paid, if greater; For Reissues, see above

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	65.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify)					

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 65.00)

### SUBMITTED BY

Complete (if applicable)

Name (Print/Type)

Raymond J. Werner

Registration No.  
(Attorney/Agent)

34,752

Telephone

503-595-2800

Signature

Date

October 30, 2001

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

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